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Dated: August 18, 2004

(Shawa P Folay)

Docket No.: CELLTH 3.0-003 CONT CONT IX (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Warrell et al.

Application No.: 10/758,800

Group Art Unit: 1616

Filed: January 16, 2004

Examiner: A. N. Pryor

For: PROCESS FOR PRODUCING ARSENIC

TRIOXIDE FORMULATIONS AND

METHODS FOR TREATING CANCER USING ARSENIC TRIOXIDE OR MELARSOPROL

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is respectfully requested that the references listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference was of record in United States Patent 6,723,351, the benefit of which is claimed under §120. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account Application No.: 10/758,800

Docket No.: CELLTH 3.0-003 CONT CONT IX

No. 12-1095.

Dated: August 18, 2004

Respectfully submitted,

Shawn P. Foley

Registration No.: 33,071

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REQUEST FOR CONSIDERATION OF INFORMATION UNDER 37 CFR § 1.97 (C)

Dear Sir:

It is respectfully requested that the references cited in the enclosed form be considered pursuant to 37 C.F.R. § 1.97(c). Please charge Deposit Account No. 12-1095 in the amount of \$180.00 pursuant to 37 C.F.R. § 1.17(p). In the event that any additional fee is due in connection with the present request, the same should be charged to our Deposit Account No. 12-1095.

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11	NFORMATION	1 DI	SCLOSURE	Filing Date	January 16, 2004	
l s	TATEMENT I	3Y /	APPLICANT	First Named Inventor	Raymond P. Warrell, Jr.	
				Art Unit	1616	
	(Use as many sheets as necessary)			Examiner Name	A. N. Pryor	
Sheet	1	of	5	Attorney Docket Number	CELLTH 3.0-003 CONT CONT IX	

			0U.S. P	ATENT DOCUMENTS	
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant
Initials*	No.1	Number-Kind Code ² (if known)	MM-DD-YYYY	Applicant of Cited Document	Figures Appear
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Initials*	No.1	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	or Relevant Figures Appear	T ⁶
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	BB	WO-95/01789	01-19-1995			
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	BN	WO-95/22336	08-24-1995			
	во	LV-11667	06-20-1997			
	BP	WO-94/02108	02-03-1994			

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	NON PATENT LITERATURE DOCUMENTS						
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²				
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Signature		Considered	

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11	NFORMATION	N DI	SCLOSURE	Filing Date	January 16, 2004	
S	STATEMENT BY APPLICANT			First Named Inventor	Raymond P. Warrell, Jr.	
				Art Unit	1616	
	(Use as many sheets as necessary)			Examiner Name	A. N. Pryor	
Sheet	2	of	5	Attorney Docket Number	CELLTH 3.0-003 CONT CONT IX	

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Subs	stitute for form 1449A/B	/PTO		Complete if Known		
0000				Application Number	10/758,800	
IN	FORMATIO	ON DI	SCLOSURE	Filing Date	January 16, 2004	
S	TATEMENT	BY	APPLICANT	First Named Inventor	Raymond P. Warrell, Jr.	
				Art Unit	1616	
	(Use as many sheets as necessary)			Examiner Name	A. N. Pryor	
Sheet	3	of	5	Attorney Docket Number	CELLTH 3.0-003 CONT CONT IX	

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Signature	 Considered	

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Sheet	4	of	5	Attorney Docket Number	CELLTH 3.0-003 CONT CONT IX	

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